

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CARLOS O. NESBETH, AMIT )  
GODAMBE, JENNY GALLERY, MISTY )  
HOWELL and MICAH WEBB, individually )  
and on behalf of all others similarly situated, )

**CIVIL ACTION NO.:  
2:21-cv-01444-PD**

Plaintiffs, )

v. )

ICON CLINICAL RESEARCH, LLC, THE )  
BOARD OF DIRECTORS OF ICON )  
CLINICAL RESEARCH, LLC, THE 401(K) )  
PLAN COMMITTEE OF ICON CLINICAL )  
RESEARCH, LLC and JOHN DOES 1-30. )

Defendants. )

**PLAINTIFFS CARLOS O. NESBETH, AMIT GODAMBE, JENNY GALLERY, MISTY  
HOWELL, AND MICAH WEBB’S UNOPPOSED MOTION FOR PRELIMINARY  
APPROVAL OF CLASS ACTION SETTLEMENT, PRELIMINARY CERTIFICATION  
OF SETTLEMENT CLASS, APPROVAL OF CLASS NOTICE, APPROVAL OF PLAN  
OF ALLOCATION, AND SCHEDULING OF A FAIRNESS HEARING**

Plaintiffs Carlos O. Nesbeth, Amit Godambe, Jenny Gallery, Misty Howell, and Micah Webb (collectively, “Plaintiffs”), participants in the ICON Clinical Research, LLC 401(k) Plan (the “Plan”), respectfully submit this Unopposed Motion for Preliminary Approval of Class Action Settlement Agreement entered into with Defendants<sup>1</sup> (the “Settlement” or “Settlement Agreement”), Preliminary Approval of Class Notice, Approval of Plan of Allocation, and Scheduling of a Fairness Hearing (“Motion for Preliminary Approval) and respectfully move this Court for an Order granting the relief sought. The grounds for this motion are set forth in Plaintiffs

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<sup>1</sup> “Defendants” refers, collectively, to ICON Clinical Research, LLC (“ICON”), The Board of Directors of ICON Clinical Research, LLC (the “Board”), and the 401(k) Plan Committee of ICON Clinical Research, LLC (the “Committee”).

and their Counsel's declarations and the memorandum of law in support of this motion, which are submitted herewith.

A Proposed Order is submitted herewith.

Dated: January 28, 2022

Respectfully submitted,

**CAPOZZI ADLER, P.C.**

/s/ Mark K. Gyandoh

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 28, 2022, a true and correct copy of the foregoing document was filed with the Court utilizing its ECF system, which will send notice of such filing to all counsel of record.

By: Mark K. Gyandoh  
Mark K. Gyandoh, Esq.